THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE G.CHANDRAIAH

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WRIT PETITION NO.5778 OF 2006

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Date: 23-03-2006

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Between:

M/s Ganga Containers …Petitioner

And

The Commercial Tax Officer

And others …Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO.5778 OF 2006

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O R D E R (Per the Hon'ble Sri Bilal Nazki, J):

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The case of the petitioner is that second appeal filed by him is pending before the Tribunal and pending the second appeal, stay application moved by him before the Additional Commissioner was rejected. During pendency of the first appeal, stay was also rejected and the petitioner approached this Court and this Court had granted stay, pending disposal of the appeal, subject to payment of 50 per cent of the liability. Learned counsel for the petitioner submits that the order was complied with and 50 per cent of the liability was paid.

In this view of the matter, after hearing learned counsel for the parties, we feel that it will be just and proper to continue the stay till the second appeal is disposed of as 50 per cent of the liability has already been paid.

The writ petition is accordingly disposed of. No order as to costs.

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(Bilal Nazki, J)

23rd March, 2006

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(G.Chandraiah, J)

Note: Issue wire at party's cost

(b/o) vrn